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Attorney Docket No: PHO-107 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
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Dees et al.)
)
Serial No.: 09/382,622)
)
Filed: August 25, 1999)
)
For: High Energy Phototherapeutics)
Agents)
)
Examiner: G. Gabel)
)
Art Unit: 1641)

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Date: May 12 2005

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AMENDMENT D

In response to the Examiner's communication of April 22, 2005, the Board of Patent Appeals and Interferences decision of September 30, 2004 and the Final Rejection of February 27, 2001, a RCE having already been submitted, please amend the above-identified application as follows: